



BOARD OF COUNTY COMMISSIONERS SHELBY COUNTY, TENNESSEE

A G E N D A

December 19, 2005

12/16/2005 2:40 PM

Commissioner Tom Moss, Chairman
Commissioner Joe Ford, Chairman Pro Tempore
Commissioner Marilyn Loeffel
Commissioner George Flinn
Commissioner John Willingham
Commissioner Walter Bailey, Jr.
Commissioner Julian T. Bolton

Commissioner Deidre Malone
Commissioner Michael Hooks
Commissioner Cleo Kirk
Commissioner Joyce Avery
Commissioner David Lillard
Commissioner Bruce Thompson

1:30 P.M. COMMISSION CONVENES

CALL TO ORDER Deputy Sheriff Ricky Jackson

**INVOCATION Mr. Robert Dawkins, President
Bellevue Foundation
Bellevue Baptist Church**

PLEDGE OF ALLEGIANCE

ROLL CALL

Approval of Minutes of Previous Sessions

**FORD
ADOPTED December 5, 2005**

C O N S E N T A G E N D A

Resolutions of Memorial, Sympathy and Commendation

**MALONE
ADOPTED 1. Memorial resolution in honor of Robert Roy Good.**

**KIRK
ADOPTED 1A. Resolution to authorize Shelby County Government to accept and expend \$25,000.00 in direct appropriation funds from World Overcomers Ministries for winter utility assistance and to amend the 2005-2006 Operating Budget.**

Ordinances

THOMPSON
APPROVED

2. **ORDINANCE – FIRST READING** – An Ordinance to amend Ordinance No. 260 entitled “An Ordinance to amend Chapter 7, Article XI, of the Code of Ordinances of Shelby County, Tennessee” relative to police emergency alarm services.

Zoning and Subdivisions

AVERY
ADOPTED
(A-C)

3. Resolution approving various subdivision contracts, plats, extensions, bond releases, etc. as recommended by the County Engineer.

Reports and/or Resolutions of Standing Committees

KIRK
(DEFERRED
TO 01/09/06)

4. Resolution approving expenditure of funds in the amount of \$64,694.00 to Business Information Systems for the purchase of a server and related computer equipment for the Register of Shelby County.

KIRK
ADOPTED

5. Resolution approving settlement of civil rights claims of Catherine Lacey, Karlton Dallas-Dotson, Geraldine Harvey and Angela Moore and payment of attorneys’ fees and expenses.

AVERY
(REMOVED
TO REGULAR
AGENDA)
ADOPTED

6. Resolution to approve a contract amendment between the University of Tennessee and Shelby County Government for county medical examiner and forensic services in the amount of \$2,071,177.00 for the period July 1, 2005 – June 30, 2006.

AVERY
ADOPTED

7. Resolution to approve acceptance of a grant from the Office of the Surgeon General to the Memphis and Shelby County Health Department in the amount of \$50,000.00 for the purpose of developing a medical reserve corps which will be incorporated into the community disaster planning process and major public health initiative planning for the period September 30, 2005 – September 29, 2006, and establishing one (1) new FY 2005-2006 Operating Budget.

AVERY
ADOPTED

8. Resolution to approve a contract amendment between Shelby County Government and Memphis Pathology Laboratory for the provision of professional laboratory staff support to the Memphis and Shelby County Health Department Central Laboratory in the amount of \$85,200.00 for the period July 1, 2005 – June 30, 2006.

**AVERY
ADOPTED**

9. Resolution to amend the Memphis and Shelby County Health Department FY 2005-2006 Operating Budget by a decrease of \$19,521.00 for the Childhood Lead Poisoning Prevention Program.

**THOMPSON
ADOPTED**

10. Resolution amending the Fiscal Year 2005-2006 Operating Budget of the Division of Corrections and Department of Housing to allow participation of inmates in the Youthbuild Program Grant from HUD.

**MALONE
ADOPTED**

11. Resolution approving the delegate contract between Shelby County Government and Goodwill Homes Community Services, Inc., for the period January 1, 2006 through December 31, 2006.

**MALONE
ADOPTED**

12. Resolution approving the delegate contract between Shelby County Government and Porter Leath Children's Center for the grant year January 1, 2006 through December 31, 2006.

**MALONE
ADOPTED**

13. Resolution approving the delegate contract between Shelby County Government and Primary Preparatory, Inc., for the grant year January 1, 2006 through December 31, 2006.

**MALONE
ADOPTED**

14. Resolution approving the delegate contract between Shelby County Government and the YMCA of Memphis and the Mid-South for the grant year January 1, 2006 through December 31, 2006.

**FORD
ADOPTED**

15. Resolution amending the FY 2006 Operating Budget and personnel complement for the Shelby County Human Resources Department to transfer eighteen (18) positions from the Sheriff's Department personnel complement.

**FORD
ADOPTED**

16. Resolution amending the FY 2006 Operating Budget and personnel complement of the Human Resources Department for the addition of two Human Resources advisor positions.

**FORD
ADOPTED**

17. Resolution approving an amendment to the Shelby County flexible benefits plan document to change plan year from July 1 and ending the following June 30 to January 1 and ending the following December 31.

**LOEFFEL
ADOPTED**

CONSENT AGENDA

REGULAR AGENDA

Elections, Appointments, and Confirmations

Ordinances

**KIRK
ADOPTED**

18. **ORDINANCE – THIRD READING** – Ordinance to adopt Supplement No. 28 to the Code of Shelby County, Tennessee.

Zoning and Subdivisions

**AVERY
ADOPTED**

19. **CASE NO. P.D. 05-365 CC**
APPLICANT: TLW Joint Venture
- LOCATION:** Southeast corner of Walnut Grove Road and Houston Levee Road
- REQUEST:** A planned development amendment to delete Condition I.A.13 from the list of excluded uses in Area “A” in order to permit a department or discount store to be located on this site.

Memphis and Shelby County Office of Planning and Development recommendation:
APPROVAL WITH CONDITIONS

Memphis and Shelby County Land Use Control Board recommendation:
APPROVAL WITH CONDITIONS

(Notice of public hearing published in the Daily News on Friday, December 10, 2005.)

**AVERY
(DEFERRED
TO 01/09/06)**

20. **CASE NO. P.D. 05-345 CC**
APPLICANT: Grey's Hollow, LLC
- LOCATION:** Southeast corner of Walnut Grove Road and Bazeberry Road
- REQUEST:** Mixed use planned development consisting of residential, office and commercial uses within the Plan

Memphis and Shelby County Office of Planning and Development recommendation:
APPROVAL WITH CONDITIONS

Memphis and Shelby County Land Use Control Board recommendation:
APPROVAL WITH CONDITIONS

(Notice of public hearing published in the Daily News on Friday, October 14, 2005.)

Reports and/or Resolutions for Standing Committees

**AVERY
ADOPTED**

21. Resolution to approve Addendum No. 1 to a contract with Correctional Medical Services, Inc., to provide for delivery of health care for inmates in the Criminal Justice Center and Jail East for the period July 1, 2005 – December 31, 2005, in the amount of \$2,950,226.00.

**MALONE
ADOPTED**

22. Resolution approving expenditure of funds by Shelby County Government to Kids-Play, Inc., for the purchase of various Head Start playground equipment and repairs in the amount of \$150,465.00.

**WILLINGHAM
(DEFERRED
TO 01/09/06)**

23. Resolution approving release of funds to the new Memphis Arena Public Building Authority of Memphis and Shelby County from swap proceeds custodial account for settlement of legal claims and payment of administrative expenses.

Announcements/Statements

24. Notification from County Mayor of various appointments, reappointments to Boards, Commissions, and offices of Shelby County Government.
- a. Resolution approving the County Mayor's nomination of Dorothy Grant Johnson, Jose Leon, Susan L. Ratner, Katy Spurlock, Dr. Brenda Taylor and Bennie Walker for appointment to the Head Start Policy Council Community Advisory Board.
- b. Resolution approving the County Mayor's nomination of Dr. Paul E. Fitzgerald, Jr., for appointment and Jean P. Chapman and Barbara Holden for reappointment to the Shelby County Healthcare Corporation.

Adjournment

**LILLARD
ADOPTED**

25. Resolution of Adjournment to January 9, 2006, at 1:30 p.m.

AGENDA # 3
DECEMBER 19, 2005

3A

SUBDIVISION: A. D. PAYNE SUBDIVISION (S 05-048 CO)

DEVELOPER: LEXIE PAYNE

ACTION: RESOLUTION TO APPROVE THE PLAT FOR A. D. PAYNE SUBDIVISION (S 05-048 CO) AND AUTHORIZE THE RECORDING OF THE PLAT

LOCATION: NORTH SIDE OF JACK BOND ROAD; ±816.7 FEET TO THE CENTERLINE OF CEDAR GROVE ROAD

3B

SUBDIVISION: CLEAVES SUBDIVISION (S 05-047 CO)

DEVELOPER: GWENDOLYN L. CLEAVES

ACTION: RESOLUTION TO APPROVE THE PLAT FOR CLEAVES SUBDIVISION (S 05-047 CO) AND AUTHORIZE THE RECORDING OF THE PLAT

LOCATION: NORTH SIDE OF GODWIN ROAD, EAST SIDE OF DEADFALL ROAD

3C

SUBDIVISION: SPRING CREEK RANCH P.D., PHASE 3, (P.D. 99-306 CO)

DEVELOPER: SPRING CREEK, L.L.C.

ACTION: RESOLUTION TO APPROVE THE AGREEMENT TO SECURE THE IMPROVEMENTS TO THE SPRING CREEK RANCH PD, PHASE 3, (P.D. 99-306 CO) AND AUTHORIZE RECORDING OF THE PLAT

LOCATION: EAST OF COLLIERVILLE-ARLINGTON ROAD; ±270 FEET NORTH OF RALEIGH-LAGRANGE ROAD

[If you have questions regarding the Agenda, please call Steve Summerall, Chief Administrator, at 545-4301.]